

TENTH DAY

House Chamber, Olympia, Wednesday, January 20, 2010

The House was called to order at 10:00 a.m. by the Speaker (Representative Morris presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Nick Martinoli and Brooke Chapman. The Speaker (Representative Morris presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Christian Science Practitioner Dottie Lehuta, First Church of Christ Scientist, Olympia.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

INTRODUCTIONS AND FIRST READING

HB 2993 by Representatives Hunt, Hasegawa, Williams, Green and Hudgins

AN ACT Relating to the granting of leave for legislative duties; and adding a new section to chapter 49.12 RCW.

Referred to Committee on Commerce & Labor.

HB 2994 by Representatives Appleton, Miloscia, Hunt and Darneille

AN ACT Relating to prohibiting public service announcements by elected officials during reelection campaigns; adding a new section to chapter 42.52 RCW; adding a new section to chapter 42.23 RCW; and creating a new section.

Referred to Committee on State Government & Tribal Affairs.

HB 2995 by Representatives O'Brien and Warnick

AN ACT Relating to the use of carbon monoxide alarms in certain residential occupancies; adding a new section to chapter 19.27 RCW; and repealing RCW 19.27.530.

Referred to Committee on Local Government & Housing.

HB 2996 by Representatives Quall and Priest

AN ACT Relating to record check information; and amending RCW 28A.400.305.

Referred to Committee on Education.

HB 2997 by Representatives Cody, Ericksen, Morrell and Wallace

AN ACT Relating to determining the appropriate date of a small employer group's composition for purposes of setting

health benefit plan premium rates; amending RCW 48.44.010, 48.44.023, 48.46.020, 48.46.066, 48.21.045, and 48.21.047; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 2998 by Representatives Seaquist, Armstrong, Hunt, Kessler, Wallace, Conway and Darneille

AN ACT Relating to suspension of certain monetary awards and salary increases; creating new sections; and declaring an emergency.

Referred to Committee on Ways & Means.

HB 2999 by Representatives Flannigan, McCoy, Armstrong, Ross, Pettigrew, Moeller, Ormsby, Wallace and Simpson

AN ACT Relating to traumatic brain injury; and amending RCW 74.31.020, 74.31.030, 74.31.040, 74.31.050, and 74.31.060.

Referred to Committee on Human Services.

HB 3000 by Representatives Short, Seaquist, Driscoll, Williams, Wallace, Crouse, Haler and Kretz

AN ACT Relating to pharmacy reimbursement rates; adding a new section to chapter 74.09 RCW; and creating a new section.

Referred to Committee on Health & Human Services Appropriations.

HB 3001 by Representatives Klippert, Liias, Wallace, Campbell and Simpson

AN ACT Relating to bicycle and pedestrian safety education in traffic schools; adding a new section to chapter 46.82 RCW; and creating a new section.

Referred to Committee on Transportation.

HB 3002 by Representatives Sells, Priest, Haler, Rolfes, Sullivan, Hope, Quall, Haigh, Hunter, Springer, Carlyle, Miloscia, Dunshee, Dammeier, White, Appleton, Williams, Moeller, Maxwell, Morrell, Van De Wege, Wallace, Kenney, Simpson and Santos

AN ACT Relating to tuition and fees waivers for K-12 classified staff; and amending RCW 28B.15.558.

Referred to Committee on Higher Education.

HB 3003 by Representatives Hunter, Conway, Wood, Carlyle, Williams, Morrell, Moeller, Ormsby, Van De Wege, Kenney, Simpson and Santos

AN ACT Relating to placing symphony musicians under the jurisdiction of the public employment relations commission for purposes of collective bargaining; and adding a new chapter to Title 49 RCW.

Referred to Committee on Commerce & Labor.

HB 3004 by Representative Haler

AN ACT Relating to transparency in the sale of public property to public employees or former public employees; amending RCW 47.12.063, 54.16.180, and 79.11.040; reenacting and amending RCW 79.11.130; adding a new section to chapter 35.21 RCW; adding a new section to chapter 35.22 RCW; adding a new section to chapter 35.23 RCW; adding a new section to chapter 35.27 RCW; adding a new section to chapter 35.57 RCW; adding a new section to chapter 36.34 RCW; adding a new section to chapter 36.100 RCW; adding a new section to chapter 43.17 RCW; adding a new section to chapter 53.08 RCW; adding a new section to chapter 57.08 RCW; adding a new section to chapter 79A.05 RCW; and creating a new section.

Referred to Committee on State Government & Tribal Affairs.

HB 3005 by Representatives Nelson and Springer

AN ACT Relating to the relationship between the shoreline management act and the growth management act; amending RCW 36.70A.480 and 90.58.030; adding a new section to chapter 90.58 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Local Government & Housing.

HB 3006 by Representative Green

AN ACT Relating to clarifying the circumstances under which certain counseling-related associates may practice; amending RCW 18.225.145; and providing an effective date.

Referred to Committee on Health Care & Wellness.

HB 3007 by Representatives Upthegrove, Orwall, Williams and Wallace

AN ACT Relating to authorizing airport operators to make airport property available at less than fair market rental value for public recreational or other community uses; and amending RCW 14.08.120.

Referred to Committee on Local Government & Housing.

HB 3008 by Representatives Nealey, O'Brien, Ericks, Klippert, Walsh, Kretz, Haler, Kristiansen, Hurst, Warnick, Pearson, Dammeier, Hinkle, Schmick, McCune and Wallace

AN ACT Relating to civil judgments for assault; amending RCW 72.09.015, 72.09.111, and 72.09.480; and prescribing penalties.

Referred to Committee on Human Services.

HB 3009 by Representative Blake

AN ACT Relating to forest practices applications leading to conversion of land for development purposes; amending RCW 76.09.050 and 43.21C.037; and reenacting and amending RCW 76.09.240.

Referred to Committee on Agriculture & Natural Resources.

HB 3010 by Representatives Anderson, Chandler, Bailey and Miloscia

AN ACT Relating to conducting performance audits of state investment board investment services contracts; and adding a new section to chapter 43.09 RCW.

Referred to Committee on Financial Institutions & Insurance.

HB 3011 by Representatives Anderson, Chandler, Bailey and Priest

AN ACT Relating to limiting the exemption from public disclosure to three years for financial information submitted to the state investment board; and amending RCW 42.56.270.

Referred to Committee on State Government & Tribal Affairs.

HB 3012 by Representatives Kelley, Warnick, McCune, Goodman, Morrell and Ormsby

AN ACT Relating to the manufactured/mobile home landlord-tenant act; and adding a new section to chapter 59.20 RCW.

Referred to Committee on Judiciary.

HB 3013 by Representatives Ericks, Clibborn, Rodne, Armstrong, Wallace and Simpson

AN ACT Relating to transferring service credit and contributions into the Washington state patrol retirement system by members who served as commercial vehicle enforcement officers and who became commissioned officers in the Washington state patrol prior to July 1, 2000; and adding a new section to chapter 41.40 RCW.

Referred to Committee on Ways & Means.

HB 3014 by Representatives Kessler, Morrell and Van De Wege

AN ACT Relating to modifying the sales and use tax deferral program for investment projects in rural counties; amending RCW 82.60.010, 82.60.020, 82.60.030, 82.60.040, 82.60.049, 82.60.060, 82.60.070, 82.32.600, 82.60.100, and 82.62.010; adding new sections to chapter 82.60 RCW; decodifying RCW 82.60.900 and 82.60.901;

repealing RCW 82.60.050 and 82.60.110; providing an effective date; providing expiration dates; and providing a contingent effective date.

Referred to Committee on Finance.

HB 3015 by Representatives Cody, Ericksen, Eddy, Morrell, Campbell and Wallace

AN ACT Relating to establishing an interstate compact for the sale and issue of health benefit plans; adding a new chapter to Title 48 RCW; and providing an expiration date.

Referred to Committee on Health Care & Wellness.

HB 3016 by Representative Pedersen

AN ACT Relating to updating provisions concerning the modification, review, and adjustment of child support orders to improve access to justice and to ensure compliance with federal requirements; and amending RCW 26.09.170 and 26.09.175.

Referred to Committee on Judiciary.

HB 3017 by Representatives O'Brien, Goodman, Pettigrew, Hunt, Seaquist, Walsh, Condotta, Appleton and Santos

AN ACT Relating to modifying state payments for in-home care; amending RCW 74.39A.326; creating new sections; and declaring an emergency.

Referred to Committee on Health & Human Services Appropriations.

HB 3018 by Representatives Chase, Upthegrove, Dunshee, Campbell, Ormsby, Appleton, Kagi, Wallace, Kenney and Simpson

AN ACT Relating to limiting the use of certain substances in brake friction material; adding a new chapter to Title 70 RCW; and prescribing penalties.

Referred to Committee on Environmental Health.

HB 3019 by Representatives Dammeier, Crouse, Haler, Short, Condotta, Taylor, McCune and Hinkle

AN ACT Relating to energy efficiency requirements for residential structures; amending RCW 19.27A.020; adding a new section to chapter 19.27A RCW; and creating a new section.

Referred to Committee on Technology, Energy & Communications.

HB 3020 by Representatives Linville and Wallace

AN ACT Relating to eliminating the public printer and transferring print functions to the department of information services; amending RCW 43.78.030, 43.78.070, 43.78.090, 43.78.100, 43.78.105, 43.78.110, 43.78.170, 43.105.041, 1.08.039, 15.24.085, 15.62.190, 16.67.170, 28A.300.040, 28B.10.029, 40.04.030, 40.06.030, 40.07.050, and 43.08.061; reenacting and amending RCW 43.105.020 and

41.06.070; adding new sections to chapter 43.105 RCW; creating a new section; recodifying RCW 43.78.030, 43.78.070, 43.78.090, 43.78.100, 43.78.105, 43.78.110, 43.78.130, 43.78.140, 43.78.150, 43.78.160, and 43.78.170; repealing RCW 43.78.010, 43.78.020, 43.78.040, 43.78.050, and 43.78.080; and providing effective dates.

Referred to Committee on General Government Appropriations.

HB 3021 by Representatives Green, Ericksen, Kessler, Kretz, Seaquist, Chandler, Van De Wege, Armstrong, Sullivan, Miloscia, Simpson, Williams, Rolfes, Bailey, Johnson, Hinkle, Ross, Finn, Moeller, Lias, Appleton, Wallace, Conway and Kenney

AN ACT Relating to establishing the medicaid nursing facility quality assurance trust fund; reenacting and amending RCW 43.84.092; adding new sections to chapter 74.46 RCW; creating a new section; prescribing penalties; providing an expiration date; and declaring an emergency.

Referred to Committee on Ways & Means.

HB 3022 by Representatives Taylor and Rodne

AN ACT Relating to clarifying substantial justification for a lis pendens action; and amending RCW 4.28.328.

Referred to Committee on Judiciary.

HB 3023 by Representatives Jacks, Chandler, Kretz, Hunt, Blake and Wallace

AN ACT Relating to consolidating the state's pollution liability insurance agency within the department of ecology; amending RCW 70.148.005, 70.148.010, 70.148.020, 70.148.025, 70.148.030, 70.148.035, 70.148.040, 70.148.050, 70.148.060, 70.148.070, 70.148.080, 70.148.090, 70.148.130, 70.148.140, 70.148.150, 70.148.160, 70.148.170, 70.149.010, 70.149.030, 70.149.040, 70.149.050, 70.149.060, 70.149.090, and 70.149.120; reenacting and amending RCW 43.21B.110; adding a new section to chapter 70.149 RCW; adding a new section to chapter 70.148 RCW; creating a new section; providing an effective date; and providing expiration dates.

Referred to Committee on General Government Appropriations.

HB 3024 by Representatives Conway, Morrell, Van De Wege, Williams, Sullivan, Seaquist, Green, Campbell, Simpson, Wood and Nelson

AN ACT Relating to meal and rest breaks for employees of hospitals; and adding a new section to chapter 49.12 RCW.

Referred to Committee on Commerce & Labor.

HB 3025 by Representatives Quall, Haigh, Probst, Ormsby, Wallace, Kenney and Santos

AN ACT Relating to establishing an alternative route to a high school diploma; amending RCW 28A.150.220, 28A.230.120, 28A.655.061, 28A.655.0611, and

28A.155.045; reenacting and amending RCW 28A.230.090; adding a new section to chapter 28A.230 RCW; creating a new section; and providing an effective date.

Referred to Committee on Education.

HB 3026 by Representatives Santos, Quall, Chase, Upthegrove, Kenney, Hunt, Nelson, Lias, McCoy, Hudgins, Simpson and Darneille

AN ACT Relating to school districts' compliance with state and federal civil rights laws; and adding a new chapter to Title 28A RCW.

Referred to Committee on Education.

HB 3027 by Representatives Ormsby, White and Kenney

AN ACT Relating to the governance and financing of the Washington state convention and trade center.

Referred to Committee on Finance.

HB 3028 by Representatives Orwall, Hunt and Simpson

AN ACT Relating to access to original birth certificate information for adult adoptees; amending RCW 26.33.330, 26.33.340, 26.33.345, and 26.33.345; providing an effective date; and providing an expiration date.

Referred to Committee on Judiciary.

HB 3029 by Representatives Haigh, Pettigrew, Quall, Ormsby, Appleton, Kagi, Wallace, Kenney and Darneille

AN ACT Relating to providing education programs for juveniles in adult jails; and adding a new chapter to Title 28A RCW.

Referred to Committee on Education.

HB 3030 by Representatives Fagan and Hinkle

AN ACT Relating to the administration of irrigation districts; amending RCW 87.03.001, 87.03.140, 87.03.436, and 87.03.443; and adding new sections to chapter 87.03 RCW.

Referred to Committee on Local Government & Housing.

HB 3031 by Representatives Fagan and Alexander

AN ACT Relating to the cost of public records requests; amending RCW 42.56.120; and creating a new section.

Referred to Committee on State Government & Tribal Affairs.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

REPORTS OF STANDING COMMITTEES

January 15, 2010

HB 2403 Prime Sponsor, Representative Morrell: Concerning military leave for public employees. Reported by Committee on State Government & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, Chair; Appleton, Vice Chair; Armstrong, Ranking Minority Member; Alexander; Hurst and Taylor.

January 15, 2010

HB 2490 Prime Sponsor, Representative Angel: Concerning persons with intellectual disabilities. Reported by Committee on State Government & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, Chair; Appleton, Vice Chair; Armstrong, Ranking Minority Member; Alexander; Hurst and Taylor.

Passed to Committee on Rules for second reading.

January 15, 2010

HB 2495 Prime Sponsor, Representative White: Modifying provisions relating to the tabulation of ballots. Reported by Committee on State Government & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, Chair; Appleton, Vice Chair; Armstrong, Ranking Minority Member; Alexander; Hurst and Taylor.

Passed to Committee on Rules for second reading.

January 15, 2010

HB 2496 Prime Sponsor, Representative White: Modifying ballot design provisions. Reported by Committee on State Government & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, Chair; Appleton, Vice Chair; Armstrong, Ranking Minority Member; Alexander; Hurst and Taylor.

Passed to Committee on Rules for second reading.

January 18, 2010

HB 2537 Prime Sponsor, Representative McCoy: Concerning incentives for solar energy systems. Reported by Committee on Technology, Energy & Communications

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives McCoy, Chair; Finn, Vice Chair; Haler, Assistant Ranking Minority Member; Carlyle; Eddy; Hinkle; Hudgins; Jacks; Morris; Nealey; Takko; Taylor and Van De Wege.

MINORITY recommendation: Without recommendation. Signed by Representative Hasegawa.

Referred to Committee on Finance.

There being no objection, the bills listed on the day's standing committee report under the fifth order of business were referred to the committees so designated with the exception of HOUSE BILL NO. 2403 which was placed on the second reading calendar.

SECOND READING

HOUSE BILL NO. 2561, by Representatives Dunshee, Williams, White, Seaquist, Darneille, Eddy, Dickerson, Sells, Rolfes, Chase, Green, Appleton, Sullivan, Simpson, Nelson, Hudgins, Jacks, Hunt, Hasegawa, Ormsby, Moeller and Roberts

Funding construction of energy cost saving improvements to public facilities.

The bill was read the second time.

Representative Dunshee moved the adoption of amendment (1005):

On page 2, line 30, after "nondebt-limit" strike "reimbursable" and insert "general fund"

On page 3, after line 2, insert the following:

"(3) On each date on which any interest or principal and interest payment is due on bonds issued for the purposes of section 201 of this act, the state treasurer shall withdraw from any general state revenues received in the state treasury and deposit in the nondebt-limit general fund bond retirement account an amount equal to the amount certified by the state finance committee to be due on the payment date."

On page 5, line 37, after "years" insert "or until the energy and operational costs savings pay for the project, whichever is shorter"

Representatives Dunshee and Warnick spoke in favor of the adoption of the amendment.

Amendment (1005) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Dunshee, Haigh, Van De Wege, Sells, Jacks and Maxwell spoke in favor of the passage of the bill.

Representatives Warnick, Priest, Orcutt, Anderson and Ericksen spoke against passage of the bill.

The Speaker (Representative Morris presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2561.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2561, and the bill passed the House by the following vote: Yeas, 57; Nays, 41; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Blake, Carlyle, Chase, Clibborn, Cody, Conway, Darneille, Dickerson, Dunshee, Eddy, Ericks, Finn, Flannigan, Goodman, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Hurst, Jacks, Kagi, Kelley, Kenney, Kessler, Kirby, Lias, Maxwell, McCoy, Moeller, Morrell, Morris, Nelson, O'Brien, Ormsby, Orwall, Pedersen, Pettigrew, Probst, Quall, Roberts, Rolfes, Santos, Seaquist, Sells, Simpson, Springer, Sullivan, Takko, Upthegrove, Van De Wege, Wallace, White, Williams and Mr. Speaker.

Voting nay: Representatives Alexander, Anderson, Angel, Armstrong, Bailey, Campbell, Chandler, Condotta, Crouse, Dammeier, DeBolt, Driscoll, Ericksen, Fagan, Haler, Herrera, Hinkle, Hope, Johnson, Klippert, Kretz, Kristiansen, Linville, McCune, Miloscia, Nealey, Orcutt, Parker, Pearson, Priest, Roach, Rodne, Ross, Schmick, Shea, Short, Smith, Taylor, Walsh, Warnick and Wood.

ENGROSSED HOUSE BILL NO. 2561, having received the constitutional majority, was declared passed.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 9:55 a.m., January 21, 2010, the 11th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

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	0010X_XIntroduction & 1 st Reading	1
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	0010X_XIntroduction & 1 st Reading	1
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2998		
	0010X_XIntroduction & 1 st Reading	1
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3001		
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3003		
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	0010X_XIntroduction & 1 st Reading	2
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3006		
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